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50932

TERMINAL DISCLAIMER TO OBLIVIATE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING "REFERENCE" APPLICATION

In re Application of: Iris ZIEGLER

Application No.: 10/084,676

Filed: February 28, 2002

For: Oral Pharmaceutical Forms of Administration with a Delayed Action

The owner*, **GRUENENTHAL GmbH**, of **100%** percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending **reference** Application Number **10/837,755**, filed on **May 4, 2004**, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said **reference** application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending **reference** application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the **reference** application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. The undersigned is an attorney or agent of record. Reg. No. 26,269



Signature _____ Date April 13, 2007

J. D. Evans

Typed or printed name _____

202-624-2845

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